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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No. : 6,964,976 B2

Issued : November 15, 2005

Appln No. : 10/718,858

Applicant(s): Takahide NISHI et al

Filed : November 20, 2003

For : AMINO ALCOHOL DERIVATIVES

TC/A.U. : 1626

Examiner : Deborah C. Lambkin

Docket No. : 02697CIPD/HG

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APPLICATION FOR PATENT TERM ADJUSTMENT (37 CFR 1.750(d))

COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

CERTIFICATE OF FACSIMILE TRANSMISSION TO NO. 1-571-273-8300 TOTAL PAGES: 7

I hereby certify that this paper is being facsimile transmitted to the Patents and irremarks office on the dark potent below.

Artistosy HARSHALL J. CHICK

Dated: December 1, 2005

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper, to Account No. 06-1378.

1. Enclosed is a copy of the PATENT TERM ADJUSTMENT HISTORY as provided on the private PAIR System for the above-referenced patent. Up until the date of the NOTICE OF ALLOWANCE and as is now provided on the face of the issued patent, USP 6,964,976, the Patent Term Adjustment is 62 days. However, as can be seen from the PATENT TERM ADJUSTMENT HISTORY, the issuance of the patent was delayed an additional 32 days beyond the four month term from

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Patent No. : 6,964,976 B2
APPLICATION FOR PATENT TERM ADJUSTMENT

the date the Issue Fee was paid. Therefore, applicants are requesting an additional 32 day Patent Term Adjustment for a total of 94 days.

- 2. The required fee of \$200.00 is enclosed.
- 3. As shown on the PATENT TERM ADJUSTMENT HISTORY, the Issue Fee payment was received into the Patent Office on June 14, 2005.

 The Patent Issue Date used in PTA calculation is indicated to be November 15, 2005. These dates are consistent with applicants' records (see attached facsimile receipt from PTO) and the information on the front page of the issued patent. This term is 32 days beyond the four month term.
- 4. This patent is not subject to a terminal disclaimer.
- 5. Applicants are unaware of circumstances during the prosecution that constitute a failure to engage in reasonable efforts to conclude processing or examination by applicants.

Patent No. : 6,964,976 B2 APPLICATION FOR PATENT TERM ADJUSTMENT

In view of the above, it is requested that the Patent Term Adjustment be increased 32 days to a total of 94 days.

Frishauf, Holtz, Goodman & Chick, P.C. 220 Fifth Ave., 16th Floor New York, NY 10001-7708 Tel. No. (212) 319-4900 Fax No.: (212) 319-5101 MJC/ld

Respectfy11 submitted, MARSHAYA J. CHICK Reg. No. 26,853

Enclosures: PAIR PRINTOUT

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atent Term Adjustment	(F1A) 101		Days
Filing or 371(c) Date:	11-20-2003	USPTO Delay (PTO):	62
Issue Date of Patent:	11-15-2005	Three Years:	
Pre-Issue Petitions (days):		Applicant Delay (APPL):	
Post-Issue Petitions (days):		Total PTA:	62
USPTO Adjustment (days):		Explanation of Calculations	<u> </u>

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	Patent Term Adjustment History	PTO	APPL
Date	Contents Description	(days)	(days)
11-15-2005	Patent Issue Date Used in PTA Calculation	 	
10-11-2005	Receipt into Pubs	┼ ──	
40 40 000E	Dispatch to FDG	+	
10-10-2005	Application Is Considered Ready for Issue	-	
10-04-2005	Receipt into Pubs	+	1
	Issue Fee Payment Received	+	t —
04-26-2005	Workflow - File Sent to Contractor		
04-25-2005	Correspondence Address Change	62	
03-23-2005	Mail Notice of Allowance	1	1
03-21-2005	Notice of Allowance Data Verification Completed	1	1
03-21-2005	Case Docketed to Examiner in GAU	177	+
08-31-2004	Reference capture on IDS	+#	┼──
09 31-2004	Information Disclosure Statement (IDS) Filed		┼
04 04 2004	Information Disclosure Statement (IDS) Filed	12	┼
05-07-2004	IFW TSS Processing by Tech Center Complete		
05-07-2004	Case Docketed to Examiner in GAU		
44 20 2003	Information Disclosure Statement (IDS) Filed		_
11-20-2003	Application Return from OIPE		
03-17-2004	Application Return TO OIPE	1	
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02-04-2004	FW Scan & PACR Auto Security Review	
11-20-2003	Initial Exam Team nn	